

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Registration & Stamps Department – Allegations of acquisition of assets disproportionate to the known sources of income against Sri P.Sathi Raju, Sub Registrar, formerly at Jangareddigudem, West Godavari District (Now retired) Disciplinary Proceedings under Rule 9 of A.P.R.P. Rules, 1980 - Decision to impose a penalty of stoppage of 100% pension permanently under Rule 9 of A.P.R.P. Rules, 1980 – Orders – Issued.

REVENUE (VIG.VI) DEPARTMENT

G.O.Ms.No.478.

Dated: 26.07.2012.

Read the following:-

- 1) G.O.Rt.No.225, Revenue (Vig.VI) Department, dated: 27.01.2006.
- 2) From Sri P.Sathi Raju, former Sub Registrar, Jangareddigudem, WSD dated: 15.06.2006.
- 3) G.O.Rt.No.1280, Revenue (Vig.VI) Department, dated: 29.06.2007.
- 4) From the Hon'ble APAT, Hyderabad, Interim orders dated: 13.03.2008 in O.A.No.1985/2008.
- 5) From the Hon'ble APAT, Hyderabad, final orders dated: 26.10.2010 in O.A.No.1985/2008.
- 6) From the District Registrar, Mahabubnagar & REO, Lr.No.E/697/2010, dated: 08.04.2011.
- 7) Govt. Memo.No.13365/Vig.VI (1)/2003-14, dated: 13.12.2011.
- 8) Representation received from Sri P.Sathi Raju, former Sub Registrar, Jangareddigudem, dated: 27.02.2012.
- 9) Govt. Lr.No.13365/Vig.VI (1)/2003, dated: 26.06.2012.
- 10) From Secretary, APPSC, Lr.No.1368/RT/1/2012, dated: 12.07.2012.

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ORDER:

Where as, the Director General, Anti Corruption Bureau, A.P., Hyderabad sent a report on the allegations of acquisition of assets disproportionate to the known sources of income against Sri P.Sathi Raju, Sub Registrar, formerly at Jangareddigudem, West Godavari District (now retired) for taking action against him.

2. After examining the above matter as per the procedure, final orders were issued, imposing a penalty of compulsory retirement against the Charged Officer i.e. Sri P.Sathi Raju, Sub Registrar (now retired) duly following Rules in force.

3. Aggrieved by the above orders, the Charged Officer filed O.A.No.4329/1993 before Hon'ble Andhra Pradesh Administrative Tribunal and the Hon'ble Andhra Pradesh Administrative Tribunal allowed the O.A. and passed interim orders, quashing the enquiry report in T.E.C.No.155/89, dated 31.01.1991 and the orders issued in G.O.Ms.No.764, Revenue (Registration-I) Department, dated 12.09.1993. The Hon'ble Tribunal further observed that this orders does not preclude the authorities to proceed against the applicant as per the rules.

4. Accordingly, fresh charges were framed against the Charged Officer on the above said allegations vide reference 1st read above.

5. In reply to the charges, the Charged Officer submitted his written statement of defence vide reference 2nd read above. The same was examined and having not convinced with the

statement of defence of the Charged Officer a regular enquiry was ordered vide reference 3rd read above.

6. Further, on issuance of notice by the Regular Enquiry Officer, the Charged Officer again filed O.A.1985/2008 before Hon'ble Andhra Pradesh Administrative Tribunal and got statusquo orders on all further proceedings pursuant to the impugned orders vide reference 4th read above. Subsequently, Counter Affidavit was filed by the Government in the above O.A. praying the Hon'ble Tribunal to dismiss the same. The Hon'ble Andhra Pradesh Administrative Tribunal finally dismissed the O.A.No.1985/2008 vide its order 5th read above.

7. The Regular Enquiry Officer has held that the charge is proved.

8. Government have examined the findings of the Regular Enquiry Officer and provisionally decided to impose a penalty of withholding of 100% pension permanently against Sri P.Sathi Raju, Sub-Registrar (Retired) under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 and directed to show cause as to why a penalty of withholding of 100% pension permanently should not be imposed on him and issued show cause notice to the Charged Officer for calling his representation vide reference 7th read above and the same was served on the Accused Officer by the District Registrar. The Accused Officer vide his representation dated 27.02.2012, interalia contended that the findings arrived at by the Enquiry Officer is based on no evidence and tainted with infirmities and in accordance and without following the due procedure that the Enquiry Officer was conducted the enquiry against the principles of natural justice. He has therefore requested to drop further action on the major punishment of compulsory retirement awarded earlier on the same charges of possession of assets disproportionate to the known sources of income was set aside by Andhra Pradesh Administrative Tribunal in its order dated 13.03.2008 in O.A.No.1985/2008.

9. Government have carefully examined the above representation of the charged officer and observe that the Regular Enquiry Officer after taking into consideration of the averments made by the Charged Officer and after thoroughly assessing the facts born on record and after following the due procedure held the charge as proved against the Charged Officer beyond any reasonable doubt and a perusal of the enquiry report explicit denotes that after following the due procedure and after giving reasonable opportunity to the Charged Officer, the Enquiry Officer has submitted his findings and no deviation took place in the enquiry conducted by the Enquiry Officer. Hence the contention raised by the Charged Officer does not hold any water. Further the Andhra Pradesh Administrative Tribunal in its order on 13.03.2008 in O.A.No.1985/2008 while setting aside the earlier punishment of compulsory retirement imposed on the Charged Officer has clearly stated therein that it does not preclude the respondents to proceed against the applicant as per rules. Hence the Charged Officer cannot take shelter under the order of Andhra Pradesh Administrative Tribunal and plead with the Government to drop further action.

10. After careful examination of the matter based on the material made available Government have decided to impose the punishment of with holding 100% pension permanently against Sri P.Sathi Raju, Sub Registrar, formerly at Jangareddigudem, West Godavari District (now retired) in consultation with Andhra Pradesh Public Service Commission.

11. Government therefore hereby order to impose a penalty of 100% cut in pension permanently against Sri P.Sathi Raju, Sub Registrar, formerly at Jangareddigudem, West Godavari District (now retired).

12. The Commissioner and Inspector General, Registration & Stamps Department, A.P., Hyderabad shall take further necessary action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**M.SAHOO
PRINCIPAL SECRETARY TO GOVERNMENT**

To

Sri P.Sathi Raju, Sub Registrar,
formerly at Jangareddigudem, West Godavari District (now retired).
(through D & I.G., R & S, West Godavari District)

The Commissioner and Inspector General,
Registration & Stamps Department, A.P., Hyderabad.

The Deputy Inspector General,
Registration & Stamps Department, West Godavari District,
at Dr.No.22b-7-13/1, Laxmi Nilayam, Times Compound, Powerpet,
Eluru-534 002, West Godavari District.

The District Treasury Officer, West Godavari District.

Copy to:

The Secretary,
Andhra Pradesh Vigilance Commission, Hyderabad.

The Secretary,
Andhra Pradesh Public Service Commission, Hyderabad.

The Accountant General, A.P., Hyderabad.

P.S to the Principal Secretary to Government (R&S).

CC.

// FORWARDED :: BY ORDER //

SECTION OFFICER